

SECOND REGULAR SESSION
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 682
96TH GENERAL ASSEMBLY

4808H.05C

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 334, RSMo, by adding thereto one new section relating to interventional pain management.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 334, RSMo, is amended by adding thereto one new section, to be
2 known as section 334.153, to read as follows:

334.153. 1. No person other than a physician licensed under this chapter shall
2 **perform the following interventions in the course of diagnosing or treating pain which is**
3 **chronic, persistent and intractable, or occurs outside of a surgical, obstetrical, or post-**
4 **operative course of care:**
5 **(1) Ablation of targeted nerves;**
6 **(2) Percutaneous precision needle placement within the spinal column with**
7 **placement of drugs, such as local anesthetics, steroids, and analgesics, in the spinal column**
8 **under fluoroscopic guidance. The provisions of this subdivision shall not apply to inter-**
9 **laminar lumbar epidural injections performed in a hospital as defined in section 197.020**
10 **or an ambulatory surgery center as defined in section 197.200 if the standard of care for**
11 **medicare reimbursement for inter-laminar or trans-laminar lumbar epidural injections is**
12 **changed after the effective date of this section to allow reimbursement only with the use**
13 **of fluoroscopy; or**
14 **(3) Laser or endoscopic discectomy, or the surgical placement of intrathecal**
15 **infusion pumps, and or spinal cord stimulators.**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

16 **2. Nothing in this section shall be construed to prohibit or restrict the performance**
17 **of surgical or obstetrical anesthesia services or post-operative pain control by a certified**
18 **registered nurse anesthetist pursuant to subsection 7 of section 334.104 or by an**
19 **anesthesiologist assistant licensed pursuant to sections 334.400 to 334.434.**

20 **3. The state board of registration for the healing arts may promulgate rules to**
21 **implement the provisions of this section, except that such authority shall not apply to**
22 **rulemaking authority to define or regulate the scope of practice of certified registered**
23 **nurse anesthetists. Any rule or portion of a rule, as that term is defined in section 536.010**
24 **that is created under the authority delegated in this section shall become effective only if**
25 **it complies with and is subject to all of the provisions of chapter 536, and, if applicable,**
26 **section 536.028. This section and chapter 536 are non-severable and if any of the powers**
27 **vested with the general assembly pursuant to chapter 536, to review, to delay the effective**
28 **date, or to disapprove and annul a rule are subsequently held unconstitutional, then the**
29 **grant of rulemaking authority and any rule proposed or adopted after August 28, 2012,**
30 **shall be invalid and void.**

31 **4. The provisions of this section shall automatically expire four years after the**
32 **effective date of this section unless reauthorized by an act of the general assembly.**

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